

## Message Text

LIMITED OFFICIAL USE

PAGE 01 PRETOR 01968 291452Z

15

ACTION L-03

INFO OCT-01 AF-08 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 EB-07

COME-00 JUSE-00 IO-13 TRSE-00 OMB-01 /076 W

----- 069372

R 291427Z APR 76

FM AMEMBASSY PRETORIA

TO SECSTATE WASHDC 4371

INFO AMCONSUL CAPE TOWN

AMCONSUL DURBAN

AMCONSUL JOHANNESBURG

LIMITED OFFICIAL USE PRETORIA 1968

CAPE TOWN ALSO FOR EMBASSY

E.O. 11652: N/A

TAGS: PGOV PFOR

SUBJ: FOREIGN LAWS ON QUESTIONABLE PAYMENTS

REF: STATE 94647, PRETORIA 1930

1. OELOFSEN HAS EXPANDED A LITTLE ON INFORMATION GIVEN US PREVIOUSLY (PRETORIA 1930). HE HAS GIVEN US THE DEFINITION OF THE GENERAL COMMON LAW OFFENSE OF BRIBERY THAT APPEARS IN BURCHELL AND HUNT, SOUTH AFRICAN CRIMINAL LAW AND PROCEDURE, VOLUME II, PAGES 210, 219. DEFINITION IS AS FOLLOWS: QTE. BRIBERY (AS A BRIBER) CONSISTS IN UNLAWFULLY AND INTENTIONALLY OFFERING TO OR AGREEING WITH A STATE OFFICIAL TO GIVE ANY CONSIDERATION IN RETURN FOR ACTION OR INACTION BY HIM IN AN OFFICIAL CAPACITY, AND, BRIBERY (AS A BRIBEE) IS COMMITTED BY A STATE OFFICIAL WHO UNLAWFULLY AND INTENTIONALLY AGREES TO TAKE ANY CONSIDERATION IN RETURN FOR ACTION OR INACTION BY HIM IN AN OFFICIAL CAPACITY. UNQTE.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 PRETOR 01968 291452Z

2. OELOFSEN HAS ALSO GIVEN US AN EXTRACT FROM

HENOCHSBERG ON THE SA COMPANIES ACT THAT IS PERTINENT  
TO QUESTION F IN STATE 94647. EXTRACT BEING  
POUCHED TO L/PM.  
BOWDLER

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW, BRIBERY, REPORTS, FOREIGN INVESTMENT, GOVERNMENT PERSONNEL  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 29 APR 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** buchant0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976PRETOR01968  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760164-0708  
**From:** PRETORIA  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t1976047/aaaaafpm.tel  
**Line Count:** 65  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 STATE 94647, 76 PRETORIA 1930  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** buchant0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 01 JUL 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <01 JUL 2004 by ShawDG>; APPROVED <14 OCT 2004 by buchant0>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** FOREIGN LAWS ON QUESTIONABLE PAYMENTS  
**TAGS:** PGOV, PFOR, SF, US  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006